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PATENT  
Attorney Docket No. 80168-0103  
Client Reference No. P5087

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Mark A. KAMPE et al

Application No.: 09/846,250

Filed: May 2, 2001

For: CLUSTER CONFIGURATION  
REPOSITORY

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Art Unit: 2152

Examiner: Not Yet Determined

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**MAR 22 2002**

**Technology Center 2100**

Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to the patentability of the above-identified application. One copy of each of the listed documents is submitted herewith.

This information disclosure statement is being filed within one of the following time periods: within three months of the filing date of this application other than a continued prosecution application, or within three months of the date of entry into the national stage of this international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under §1.114. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies any listed document as "prior art" against any claims in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Each document listed in this Information Disclosure Statement was cited in the European Search Report dated February 22, 2002 (a copy of which is attached) from the European Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over any listed document, that may be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**HOGAN & HARTSON LLP**

Dated: March 20, 2002

**HOGAN & HARTSON LLP**

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)			ATTY. DOCKET NO. 80168-0103 Client Reference No. P5087		APPLICATION NO. 09/846,250	
			APPLICANT Mark A. KAMPE et al			
			FILING DATE May 2, 2001		GROUP 2152	
<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER INITIAL	PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

OIP  
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 MAR 22 2002  
 Technology Center 2100

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION								
DOCUMENT NUMBER	PUBLISHED DATE	COUNTRY	CLASS	SUBCLASS	ABSTRACT			
					Yes	No		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	XP-002188657 - Ralph Droms et al, "DHCP Failover Protocol," Internet Draft, Internet Engineering Task Force, Network Working Group, The Internet Society, pages 1-119, March 2000
	XP-002941302 - "Jini™ Architectural Overview, Technical White Paper," Sun Microsystems, pages 1-21, January 1999
	XP-002188658 - Jim Plas, "Build a High-Availability Web Site with MSCS and IIS 4.0," Windows & .Net Magazine, pages 1-3, June 1999
	XP-004142121 - A.W. van Halderen et al, "Hierarchical resource management in the Polder metacomputing Initiative," Parallel Computing 24, pages 1807-1825, 1998
	XP-002149764 - R. Droms, "Dynamic Host Configuration Protocol," Network Working Group, pages 1-19, March 1997
EXAMINER <span style="float: right;">DATE CONSIDERED</span>	
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	